

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

THE ANDHRA PRADESH SPORTS DEVELOPMENT FUND (Constitution, Administration and usage) Rules – Notified – Orders – Issued.

YOUTH ADVANCEMENT, TOURISM & CULTURE (SPORTS) DEPARTMENT

G.O.Ms.No. 18

Dated 01-08-2009

Read the following:-

- 1) A.P. Sports Authorities Act, 1988 (Act No.4 of 1988).
- 2) G.O.Ms.No.84, YAT&C (Sports) Department, dated 04-05-2000.

ORDER:

Whereas, the Secretary to Government, Youth Affairs & Sports, Government of Andhra Pradesh / the District Collector and Executive Chairman, District Sports Authority / the Tahasildar, Mandal Sports Authority being the persons who may apply the funds of State / District / Mandal Sports Development Fund, for charitable purposes.

And whereas, the Government of Andhra Pradesh under its Sports Policy devolved funds to the State / District / Mandal Sports Authority and it is imperative to lay down rules for its usage including new contributions from Public and Public bodies so that the money is utilized for the Sports purposes.

The following notification shall be published in the next issue of Andhra Pradesh Gazette:

Page....2...

NOTIFICATION

In exercise of the powers conferred by sub-section(1) of Section 23 of the Andhra Pradesh Sports Authorities Act, 1988 (Andhra Pradesh Act 4 of 1988) the Governor of Andhra Pradesh hereby makes the following Rules for Constitution, Administration and usage of Sports Development Fund.

RULES:

1. Short title and Commencement.

- (1) These rules may be called the Andhra Pradesh Sports Development Fund (Constitution, Administration and usage) Rules, 2009.
- (2) They shall come into force with immediate effect.

2. Definitions (I) In these rules, unless the context otherwise requires

- (a) “Act” means the Andhra Pradesh Sports Authorities Act, 1988 (A.P. Act No.4 of 1988).
 - (b) “Chairperson” means the Chairperson of the Council;
 - (c) “Committee” means the Executive Committee Constituted under Rule 9.
 - (d) “Council” means the Council Constituted under Rule 6.
 - (e) “Fund” means the Sports Development Fund.
 - (f) “Member Secretary” means the Member-Secretary of the Council specified under Rule 6.
 - (g) “President” means the President of the Committee;
 - (h) “Properties” means Properties belonging to the Fund;
- (2) The words and expressions not defined in the rules shall have the same meaning assigned to them in the Act.

3. (1) SPORTS DEVELOPMENT FUND: The State Government shall initially contribute Rs.1.00 crore as seed money out of the budget of the State Sports Authority to the State Sports Development Fund (SSDF) and Rs.5,00,000/- as seed money out of the budget of the District Sports Authority to the District Sports Development Fund (DSDF). The Mandal Sports Authority shall initially contribute Rs.50,000 /- as seed money out of the budget of the Mandal Sports Authority to the Mandal Sports Development Fund (MSDF).

(2) In addition to the Sports Development Fund Constituted above the assets created out of Fund shall be included as the asset created under the fund.

(3) The Council shall accept contributions from Statutory bodies created under the Acts of Parliament or of the State Legislatures, the United Nations and its associated bodies, other International Organizations, Private and Public Corporate Sectors, Trusts, Societies and individuals:

Provided that the decision of the Council in case of acceptance or otherwise of money from any individual or an organization shall be final.

(4) All contributions to the State Sports Development Fund will have the facility of 100% tax exemption as per sub-section (2) (iii) hg of Clause (a) of the Section 80G of the Income Tax Act, subject to acceptance of the appropriate authorities.

4. Vesting of the assets of the Fund:

The assets of the Fund shall vest in the treasurer of Charitable Endowments for India, Andhra Pradesh State subject to following conditions.

(i) The treasurer of Charitable Endowments shall not act in the management or administration of the Fund at his own discretion.

(ii) He shall, however, act under any general or special directions given by the State Government and such management and administration shall be vested in the Council.

5. Usage of the Fund.

The Fund shall be used

- (i) For promotion of sports in general and specific sports disciplines and individual sportspersons on particular for achieving excellence at the National and International Level;
- (ii) To impart special training and coaching in relevant sports disciplines to sportspersons, Coaches and sports specialists;
- (iii) To construct and maintain infrastructure, as may be required for promotion of excellence in sports;
- (iv) To supply equipment to Government and Non-Government Organizations and individuals with a view to promoting excellence in sports;
- (v) To identify problems and take up research and development studies for providing support excellence in sports.
- (vi) To promote international cooperation, in particular, exchanges which may promote the development of indigenous sport and human resources as also the activities which are within the amount of Exchange Programmes entered into between Districts & Mandals ; and
- (vii) To provide low interest or interest free loans for projects and activities related to any of the aforesaid purposes.

6. Constitution of the Council:

For the management and administration of the Fund, the State Government shall, by notification in the Official Gazette, constitute a Council consisting of the following members, namely:-

STATE LEVEL

- | | |
|--|-----------------------------------|
| (i) Minister for Sports & Youth Services | Chairperson
(Ex-Officio) |
| (ii) Secretary to Government,
Youth Affairs and Sports | Vice-Chair person
(Ex-Officio) |
| (iii) Managing Director,
Sports Authority of Andhra Pradesh | Member-Secretary
(Ex-Officio) |

(iv) Additional Secretary/ Joint Secretary / Member (Ex-Officio)
Deputy Secretary of YA&S

(v) Secretary Finance. i/c of Sports -do-

(vi) Five eminent sportspersons
and up to 9 eminent persons
representing Corporate Sectors
and Private foundations and not
for Profit voluntary organizations
and such other fields. Members

DISTRICT LEVEL

(i)	Collector & Dist. Magistrate & Executive Chairperson, DSA	Chairperson (Ex-officio)
(ii)	Superintendent of Police & Vice Chairperson, DSA	Member (Ex-officio)
(iii)	Dist. Educational Officer	Member (Ex-officio)
(iv)	Executive Engineer, R&B/ Panchayat Raj	Member (Ex-officio)
(v)	3 eminent sportspersons out of whom one shall be woman representing corporate sector, private Foundations and not-for-profit voluntary organizations and such other fields.	Members
(vi)	District Sports Development Officer	Member-Secretary
(vii)	One Chartered Accountant	to be nominated by the Chairperson

MANDAL LEVEL

(i)	President, Mandal Praja Parishad	- Chairperson.
(ii)	Tashildar concerned	- Member.
(iii)	Mandal Development Officer	- Member.

- (iv) Assistant Executive Engineer or Supervisior, Panchayat Raj Dept as the case may be. - Member.
- (v) 3 eminent sportspersons out of whom one shall be woman representing corporate sector, private Foundations and not-for-profit voluntary organizations and such other fields - Members
- (vi) Mandal Sports Development Officer - Member Secretary.
- (vii) One Locally approved Auditor to be nominated by the Chairperson

7. Meetings of the Council:

- (1) The Council shall meet at least once in a year to decide policy matters or issues relating to the Fund, on which its decisions are sought by the Committee.
- (2) The quorum for a meeting of the Council shall be two thirds of the strength of the Council of which, at least two shall be ex-officio members including the Chairperson.
- (3) The Council shall decide all matters by Consensus provided that in case of difference, the resolution shall be put to vote and decided by majority of votes of the members present and voting and in case of equality of votes, the Chairperson shall have a Second or a casting vote.

8. Conduct of business of the Council:

- (1) The Council may function notwithstanding with any vacancy in it's Constitutions Provided, that at no time, the number of vacancies shall be such that the total number is less than the quorum required for a meeting of the Council.
- (2) Subject to the provisions herein contained, the Council may, with the previous approval of the State Government, frame and vary from time to time, as it thinks fit, bye-laws for the conduct of its business.

9. Executive Committee:

(1) The day-to-day working of the Fund shall be managed by an Executive Committee consisting of the following members; namely:-

STATE LEVEL

- | | |
|--|-------------------------------------|
| (i) Secretary to Government.
(YS&S)YAT&C Department | -- President
(ex-officio) |
| (ii) Managing Director
Sports Authority of Andhra Pradesh | -- Member-Secretary
(ex-officio) |
| (iii) Secretary Finance i/c. of Sports | -- Member
(ex-officio) |
| (iv) Three members in the Council
to be nominated keeping in
view of their experience in the
management and fund raising. | -- Members |

DISTRICT LEVEL

- | | |
|---|------------------------------------|
| (i) Collector & Executive Chairperson,
District Sports Authority | -- President |
| (ii) District Sports Development Officer | -- Member/Secretary |
| (ii) District Education Officer | -- Member
(ex-officio) |
| (iv) 3 members of the Council to be
Nominated keeping in view their
experience in management &
Fund raising. | -- Members |
| (v) One Chartered Accountant | to be nominated
by the Chairman |

MANDAL LEVEL

- | | |
|---|------------------------------|
| (i) Tahasildar | -- President
(ex-officio) |
| (ii) Mandal Development Officer | -- Member
(ex-officio) |
| (iii) Three members of the Council
to be nominated keeping in view of
their experience and fund raising | -- Members. |
| (iv) Locally approved Auditor or a retired
District treasurer / Sub treasury officer. | -- Member. |
| (v) Mandal Sports Development
Officer | -- Member- Secretary |

(2) The executive committee shall have the authority to call upon experts to assist it in its deliberations.

10. Meetings of the Committee :

- (1) The Committee shall meet as often as necessary but not less than four times in a year.
- (2) The quorum, for a meeting of the Executive Committee, shall be two thirds of the total number of members of the Committee of which at least two should be ex-officio members including the Chairperson.
- (3) All matters, on which the decision of the Committee is required, shall be decided by consensus failing which by majority of votes of the members present and voting on the questions and in case of equality of votes, the President shall have a second or casting vote.

11. Framing of bye laws:

The Council, may, from time to time, with the previous approval of the State Government, make bye Laws-

- (i) for regulation, management, appointment of officers and their terms and conditions and for any other purpose connected with the execution and management of the objects of the Fund ; and
- (ii) for the conduct of business of the Council.

12. Investments:

- (i) The Council shall decide on the overall policy of investment of the Fund. The Committee shall invest the assets of the Fund in any one or more of the mode of investments for the time being authorized by law for the investment of the trust money as the Committee may think proper.
- (ii) The Committee may invest moneys of the Fund not immediately required on short term basis on fixed deposits/certificates.

13. Delegation of powers:

- (1) The Council may delegate any of it's power excluding the power to decide policy matters and the power to frame bye-laws to the committee.
- (2) The Committee may delegate to one of its members or a sub-committee may delegate to one of its members of that sub-committee or sub-committees created for the purpose of its powers as may, in the opinion of the Committee, are required to be exercised merely for ministerial acts involving no discretion or are considered necessary coming to common usage.

14. Contracts:

STATE LEVEL

All contracts and other assurances shall be executed in the name of the Council and signed on their behalf by the Managing Director, Sports Authority of Andhra Pradesh in his capacity as the Member Secretary of the Council and any Member of the Committee duly authorized by the Council.

DISTRICT LEVEL

All contracts and other assurances shall be executed in the name of the Council and signed on their behalf by the District Sports Development Officer, in his capacity, as the Member of the Council, or any Member of the Committee duly authorized by the Council.

MANDAL LEVEL

All contracts and other assurances shall be executed in the name of the Council and signed on their behalf by the Tahasildar in his capacity as the member of the Council or any member of the committee, duly authorized by the Council.

15. Endowments

- (i) Donors can contribute to endowment which will mean only interest portion can be utilized.
- (ii) Additional endowments can be spent for purposes listed in rule 16.

16. Additional endowments:

- (i) The Council may accept any additional endowments, donation or other contributions in augmentation of the Fund or towards actualization of any of its uses.
- (ii) The Council may also accept additional endowments, donations or other contributions for any special purpose connected with any of the Schemes not inconsistent with or calculated to impede the due working of the provisions of the Rules.
- (iii) It shall be permissible for a donor to the Fund to indicate a project along with any specific location / aspect for funding and also an agency for the execution of the project while making donations to the Fund subject to general policy guidelines and rules, if any, in this behalf. The Council or the Committee, in case, the power to accept endowments, donations or other contributions have been delegated to it, shall respect the choice of the donor to the extent possible.
- (iv) Donor giving additional endowment can choose :-
 - (a) The money to be spent for a particular event.
 - (b) Particular sports discipline.
 - (c) equipment, facility supporting travel of Sportspersons for particular competition.
 - (d) Choosing a sportsperson for specific competition and preparation thereof.

17. Eligibility of financial assistance :

STATE LEVEL

State Sports Association, non-Government organization with a known record of promotion of sports and registered under the Societies Registration Act, 1860 (Act 21 of 1860) or registered as public trust functioning for at least three years or individual sportspersons of outstanding talent shall be eligible for applying for financial assistance from the Fund for a specific project. Bodies/persons receiving assistance shall have to submit utilization certificate with relevant details within the period of time as may be specified by the Council. The Fund shall be audited by the Comptroller and Auditor General of India.

DISTRICT LEVEL

The Non-Government organization with a known record of promotion of sports and registered under the Societies Registration Act 1860 (Act 21 of 1860) or registered as public trust functioning for at least three years or District Sports Association or individual sportspersons of outstanding talent shall be eligible for applying for financial assistance from the Fund for a specific project upto Rs.1.00 lakh. Bodies/persons receiving assistance shall have to submit utilization certificate with relevant details within the period of time as may be specified by the Council. The Fund shall be audited by the approved Chartered Accountant in the respective districts.

MANDAL LEVEL

The Non-Government organization with a known record of promotion of sports and registered under the Societies Registration Act 1860 (Act 21 of 1860) or registered as public trust functioning for at least three years or individual sportspersons of outstanding talent shall be eligible for applying for financial assistance of Rs.20,000/- from the Fund for a specific project. Bodies/persons receiving assistance shall have to submit utilization certificate with relevant details within the period of time as may be specified by the Council. The Fund shall be audited by the locally approved auditor or retired District Treasury Officer or Sub Treasury Officer.

18. Application to Council:

- (i) Application for financial assistance from or under the Fund from voluntary organizations shall be in the form specified in Appendix annexed to the Rules.
- (ii) The financial assistance on the loans under the Fund shall be decided by the Committee taking into consideration the project, the status of the executing body as also the wishes of the donors.

Provided that there should be no upper limit of financial assistance under the Fund.

19. Allocations of Fund:

The Committee shall determine the proportion of the total moneys of the Fund which shall be applied for the purpose of its Scheme in a particular year. Minimum administrative infrastructure shall be provided for operation of the Fund after obtaining approval of Government / Council wherever necessary.

20. Withdrawal of Fund:

- (i) Withdrawal of funds from the accounts of the Council shall be regulated in a manner to be determined by the Committee.
- (ii) Such withdrawal shall be made by cheques on requisition (as the case may be) signed by the Member-Secretary in case the amount does not exceed Rs.5000/- and duly signed by Member- Secretary and another member authorized by the Committee in other cases.
- (iii) The Committee may delegate any administrative or financial powers to a person or persons as it may consider necessary for the discharge of its functions and such persons shall draw remuneration and traveling allowance as may be determined by the Committee in each case.

21. Remuneration to members and Officers:

- (i) No remuneration shall be paid to any of the members of the Council and Committee except traveling and daily allowances at the rates, to be determined by the Council.
- (ii) Members of the Council and Committee who are Government Officials may draw traveling and daily allowances, as admissible to them, from the sources from which they draw their salaries.
- (ii) Non-Official members of the Council and committee shall be entitled to draw such remuneration and traveling and other allowances as may be specified by the Council in bye-laws made by it.

22. Restriction on the usage of funds:

Either principal or interest can not be utilized for.

- (i) Travel of officials and coaches.
- (ii) Purchase of cars, air conditioners and all similar items.
- (iii) Foreign travel of Officials and members of the Council.
- (iv) Other consumable durables / consumer for office purpose.

23. Audit of accounts:

- (i) Accounts of all moneys and properties and of income and expenditure of the Fund shall be maintained by the Member-Secretary and audited by the Comptroller and Auditor General of India or a Chartered Accountant at the State level, by an approved Chartered Accountant at the District level and by the locally approved Auditor or by the Retired District Treasury Officer / Sub-Treasury Officer at the Mandal level, who shall certify that the expenditure from the Fund has been incurred in accordance with the provisions of this scheme.
- (ii) A statement of the annual accounts of the Fund shall be approved by the Council and after the same has been audited and certified by the Comptroller and Auditor General of India/Chartered Accountant and approved by the Council shall be submitted by the Member-Secretary of the Council to the Government of Andhra Pradesh every year. These accounts shall be laid on the table of both the Houses of State Legislature.

24. Annual Report:

A report on the working of the Andhra Pradesh State / District / Mandal Sports Development Fund of every year shall be prepared in the month of June by the Member-Secretary of the Council and after approval of the Council, presented to the Government of Andhra Pradesh. This report shall be laid on the table of the both the Houses of State Legislature.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.K.PARIDA
PRINCIPAL SECRETARY TO GOVERNMENT.

To

The Commissioner of Printing Stationery & Stores Purchases,
Chanchalguda, Hyderabad. (with a request to publish the
notification in the extraordinary issue of A.P. Gazettee
and to furnish 500 copies to the Govt.).

The VC&MD, SAAP, Hyderabad.

The Accountant General, A.P. Hyderabad.

All the District Collectors. (Through VC&MD, SAAP, Hyderabad).

Copy to:

All Heads of Departments under the
Administrative control of Youth Services & Sports.

The Pay and Accounts Officers, A.P. Hyderabad.

The Director, Local Fund Audit, A.P. Hyderabad.

The Director of Treasuries & Accounts,
A.P. Hyderabad.

The Law (F) Department.

The Spl. Secy., to Chief Minister.

The PS to Chief Secretary.

The P.S. to Minister (Sports).

The Finance Department.

SF/SC.

Through VC&MD, SAAP, Hyderabad

// FORWARDED BY :: ORDER //

SECTION OFFICER.

APPENDIX

(see rule 18)

A.P. Sports Development Fund Form for Submission of Requests

1. Name and address of the applicant:
Organization/Individual.
2. Sports Discipline:
- 3 Date of establishment of the organization:
4. Brief history and a brief account of activities
(Attach separate sheet, if necessary)
5. Whether the organization is registered under any law for the time being in force? If so, the details thereof.
6. Whether the organization of National/State/
District level.
7. Whether the Organization is in receipt of assistance from the Department of Youth Affairs and Sports or any other Ministry/Department of the Government of A.P? If so, the details thereof.
8. Whether the Organization is in receipt of assistance from the State Government including autonomous bodies, for any programme. If so, the details thereof.
9. Whether the organization is in receipt of assistance from the State Government for any programme? If so, the details thereof including amount, year and purpose separately for each grant.
10. Whether the organization receives grant from any autonomous organization of the Department of Youth Affairs and sports? If so, the details thereof, including amount, year and purpose separately for each grant.
11. Whether the organization receives grants in cash or kind from any other organization in India or in a foreign country? If so, the details thereof.

12. Details of the proposals:

(a) Title of the project and place of implementation

(b) Project implementation dates:

- (i) date of commencement
- (ii) date of termination.

(c) Type of assistance requested /Financial contribution:

- (i) creation of infrastructure
- (ii) maintenance of infrastructure
- (iii) equipment
- (iv) coaching/training.
- (v) Study/research.
- (vi) Publications, periodicals and documentation
- (vii) Conference/meetings or seminars
- (viii) Consultancy services
- (ix) Loans
- (x) Travel subsidy
- (xi) Any other item(s).

13. Financial contribution of the recipient organization. Amount of financial assistance sought from the A.P. State / District / Mandal Sports Development Fund.

14. Description of Project.

15. Activities to which this project relates (Please see

objects of the Fund) _____

16 Geographical coverage of the project:

International

National

Inter-State.

State

District

17. Name of the body responsible for executing
the Project.

18. Beneficiary Institution(s).

19. Attested copies of the following documents to be attached with
application:

- (i) Registration certificate.
- (ii) Constitution of the organization articles of memorandum and aims and objectives.
- (iii) Annual reports of last two years (a separate report for each year). This report should briefly describe each programme undertaken and the physical targets achieved for each. The location of the projects/activities should also be mentioned.
- (iv) List of present members/ office bearers of the Board of Management / Executive Committee date on which it was constituted, present tenure (give dates).
- (v) Staff of the organization (give names, scale of pay, present emoluments)
- (vi) Audited statement of accounts of the entire organization:

Note

1. Andhra Pradesh State / District / Mandal Sports Development Fund aims at sanctioning grants to promoting sports persons. Government and Non-Government organizations largely out of interest accrued on the Corpus funded out of the contributions of the donors. Failure to submit utilization certificates and audited report as the case may be, will make them ineligible for further grant.
2. Assistance under the Andhra Pradesh State / District / Mandal Sports Development Fund will be given to Government and non-Government organizations to foster sports discipline and sportspersons and to broad base sports.
3. The fund will accept project relating to preparatory assistance, technical cooperation including studies of problems on promotion of sports provision of experts, supply of equipment, emergency assistance, training and support for promotional activities.
4. Andhra Pradesh State / District / Mandal Sports Development Fund shall strive to keep in readiness a large number of projects requiring funding and shall, from time to time, renew, upgrade and add to them. The donors would be free to choose any projects or suggest new ones for funding and support.
5. A donor to Andhra Pradesh State / District / Mandal Sports Development Fund may indicate a project along with any specific location/aspect for funding and also an agency for execution of the project while making donations to the said Fund subject to general policy guidelines and rules, if any, in this behalf. The Andhra Pradesh State / District / Mandal Sports Development Fund shall respect the choice of the donor to the extent possible.
6. Applications for grant in the proforma accompanied by the following documents should be sent to the Member-Secretary, the Andhra Pradesh State / District / Mandal Sports Development Fund, Hyderabad.
 - (i) A copy (preferably photocopy) of the registration certificate duly-attested by a Gazetted Officer.
 - (ii) A copy of the Memorandum of Association/bye-laws of the organization duly signed /attested by the applicant.
 - (iii) List of members of Managing Committee with their qualifications and occupations.
 - (iv) Copies of annual reports and audited statements of accounts for the last two years duly signed/attested by the applicant.

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(a) balance sheet (b) income and expenditure account; and (c) receipt and payment account certified by a Chartered Accountant or a Government Auditor. The statement should be furnished for the last two years. Any other papers the organization would like to attach.

Certified that information given above is true and that withholding of any information furnishing incorrect information will lead to cancellation of sanction / recovery of grants and other action under the law.

Signature of the Secretary of the Organization.

Name _____

Place _____

Date _____